

1 MICHAEL ANTHONY HERNANDEZ
2 CA Bar No. 234579
3 Michael@DefenseAttorneySD.com
4 Michael Anthony Hernandez, APC
5 501 West Broadway, Suite 1360
6 San Diego, CA 92101
7 Telephone: 619.341.3149
8 *Attorney for Maria Mandujano Sanchez (admitted pro hac vice)*

9 JACQUELINE TIRINNANZI, ESQ.
10 NV Bar No. 13266
11 jackie@tirinnanzilaw.com
12 2370 Corporate Circle, Suite 190
13 Henderson, Nevada 89074
14 Telephone: 702.912.3834
15 *Local Counsel and*
16 *Attorney for Maria Mandujano Sanchez*

17 **UNITED STATES DISTRICT COURT**

18 **DISTRICT OF NEVADA**

19 UNITED STATES OF AMERICA,

20 Plaintiff,

21 vs.

22 MARIA MANDUJANO SANCHEZ,

23 Defendant.

24 CASE NO. 2:21-cr-00328-GMN-DJA
2:21-cr-00226-GMN-NJK

25 **STIPULATION AND ORDER
TO CONTINUE SENTENCING FOR
CONSOLIDATED CASES**

26
27 Maria Mandujano Sanchez, by and through counsel of record Michael Anthony
28 Hernandez and Jacqueline Tirinnanzi, and the United States of America, by and through
Assistant United States Attorney Allison Reese, hereby stipulate and request that the Court
vacate Ms. Mandujano Sanchez's sentencing hearing currently set for April 14, 2023, at 9:00
a.m. (ECF No. 36) and continue it to a later date convenient to the Court, but no sooner than
twenty-one (21) days. This stipulation is made and based upon the following:

1. The parties agree to the continuance.

1 2. On March 2, 2022, Ms. Mandujano Sanchez pleaded guilty to one count of Importation
2 of a Controlled Substance (cocaine) in violation of 21 U.S.C. §§ 952 and 960. ECF No.
3 15. Sentencing in this case is currently scheduled for April 14, 2023 at 9:00 a.m.
4 3. On June 27, 2022, as the result of an unopposed motion (ECF 21), this Court issued an
5 order granting the consolidation of the matter in Case No. 2:21-cr-00226-JCM-NJK into
6 the instant case. Case No. 2:21-00226-JCM-NJK; ECF No. 68 and Case No. 2:21-cr-
7 00328-GMN-DJA-1; ECF No. 22
8 4. On December 6, 2022, Ms. Mandujano Sanchez pleaded guilty to one count of Conspiracy
9 to Distribute a Controlled Substance in violation of 21 U.S.C. §§ 841(a)(1),
10 841(b)(1)(A)(viii), and 846 in Case No. 2:21-cr-00226-GMN-NJK. ECF. 89. Sentencing
11 is also scheduled for April 14, 2023 at 9:00 a.m. *Id.*
12 5. Defense counsel's ability to effectively and thoroughly explore all factors relevant to
13 Ms. Mandujano Sanchez's mitigation and sentencing presentation requires additional
14 time to prepare. Counsel are utilizing expert services in preparation for sentencing and
15 said experts require additional time due to competing schedule obligations.
16 6. Additionally, the parties are in the process of determining whether an additional meeting
17 with Ms. Mandujano Sanchez is required for the purpose of fulfilling safety valve
18 eligibility.
19 7. The additional time requested by this stipulation is reasonable pursuant to Fed. R. Crim.
20 P. 32(b)(2), which states that, "the court may, for good cause, change any time limits
21 prescribed [for sentencing] in this rule." Furthermore, a delay in sentencing does not
22 implicate or undermine the defendant's speedy trial rights under the United States
23 Constitution. *See Betterman v. Montana*, 136 S.Ct. 1609, 1617-18 (2016).
24
25
26
27
28

8. This is the fourth request for a continuance of the sentencing in Case No. 2:21-cr-00328-GMN-DJA and the second request for a continuance of sentencing in case No. 2:21-cr-00226-GMN-JCA. The additional time requested herein is not sought for purposes of delay.

9. Denial of this request for a continuance would deny counsel for Ms. Mandujano Sanchez sufficient time to effectively and thoroughly prepare for sentencing, taking into account due diligence. Accordingly, a denial of this request for continuance could result in a miscarriage of justice.

10. Ms. Mandujano Sanchez is in custody and agrees to the proposed continuances.

Dated April 6, 2023.

/s/ Allison Reese
ALLISON REESE, ESQ.
Assistant U.S. Attorney

/s/ Michael Anthony Hernandez
MICHAEL ANTHONY HERNANDEZ, ESQ.
Counsel for Maria Mandujano Sanchez

/s/ Jacqueline Tirinnanzi
JACQUELINE TIRINNANZI, ESQ.
Counsel for Maria Mandujano Sanchez

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,

CASE NO. 2:21-cr-00328-GMN-DJA
2:21-cr-00226-GMN-NJK

MARIA MANDUJANO SANCHEZ,
Defendant.

**STIPULATION AND ORDER
TO CONTINUE SENTENCING FOR
CONSOLIDATED CASES**

FINDINGS OF FACT

1. The parties agree to the continuance.
2. On March 2, 2022, Ms. Mandujano Sanchez pleaded guilty to one count of Importation of a Controlled Substance (cocaine) in violation of 21 U.S.C. §§ 952 and 960. ECF No. 15. Sentencing in this case is currently scheduled for April 14, 2023 at 9:00 a.m.
3. On June 27, 2022, as the result of an unopposed motion (ECF 21), this Court issued an order granting the consolidation of the matter in Case No. 2:21-cr-00226-JCM-NJK into the instant case. Case No. 2:21-00226-JCM-NJK; ECF No. 68 and Case No. 2:21-cr-00328-GMN-DJA-1; ECF No. 22
4. On December 6, 2022, Ms. Mandujano Sanchez pleaded guilty to one count of Conspiracy to Distribute a Controlled Substance in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(viii), and 846 in Case No. 2:21-cr-00226-GMN-NJK. ECF. 89. Sentencing is also scheduled for April 14, 2023 at 9:00 a.m. *Id.*
5. Defense counsel's ability to effectively and thoroughly explore all factors relevant to Ms. Mandujano Sanchez's mitigation and sentencing presentation requires additional

1 time to prepare. Counsel are utilizing expert services in preparation for sentencing and
2 said experts require additional time due to competing schedule obligations.

3 6. Additionally, the parties are in the process of determining whether an additional meeting
4 with Ms. Mandujano Sanchez is required for the purpose of fulfilling safety valve
5 eligibility.
6
7 7. The additional time requested by this stipulation is reasonable pursuant to Fed. R. Crim.
8 P. 32(b)(2), which states that, “the court may, for good cause, change any time limits
9 prescribed [for sentencing] in this rule.” Furthermore, a delay in sentencing does not
10 implicate or undermine the defendant’s speedy trial rights under the United States
11 Constitution. *See Betterman v. Montana*, 136 S.Ct. 1609, 1617-18 (2016).
12
13 8. This is the fourth request for a continuance of the sentencing in Case No. 2:21-cr-00328-
14 GMN-DJA and the second request for a continuance of sentencing in case No. 2:21-cr-
15 00226-GMN-JCA. The additional time requested herein is not sought for purposes of
16 delay.
17
18 9. Denial of this request for a continuance would deny counsel for Ms. Mandujano Sanchez
19 sufficient time to effectively and thoroughly prepare for sentencing, taking into account
20 due diligence. Accordingly, a denial of this request for continuance could result in a
21 miscarriage of justice.
22
23 10. Ms. Mandujano Sanchez is in custody and agrees to the proposed continuances.
24

CONCLUSION OF LAW

25 For all the above-stated reasons, the ends of justice are served by granting the requested
26 continuance for the following reasons: Additional time requested by this stipulation is
27 reasonable pursuant to Fed. R. Crim. P. 32(b)(2), which states that the “court may, for good
28

cause, change any time limits prescribed [for sentencing] in this rule.” Furthermore, a delay in sentencing does not implicate or undermine the defendant’s speedy trial rights under the United States Constitution. *See Betterman v. Montana*, 136 S.Ct. 1609, 1617-18 (2016). Failure to grant the continuance would deny parties sufficient time to meaningfully continue to prepare for sentencing, considering the exercise of due diligence. Accordingly, a denial of this request for continuance could result in a miscarriage of justice.

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

CASE NO. 2:21-cr-00328-GMN-DJA
2:21-cr-00226-GMN-NJK

Plaintiff,

VS.

MARIA MANDUJANO SANCHEZ,

ORDER

Defendant.

Based upon the stipulation of the parties, and good cause appearing, it is hereby ORDERED that Ms. Mandujano Sanchez's sentencing hearing set for April 14, 2023, hereby is, VACATED.

IT IS FURTHER ORDERED that the sentencing hearing is reset for May 9, 2023, at the hour of 9:00 AM in courtroom 7D.

Dated this 7 day of April 2023.


HONORABLE GLORIA M. DEDERER

THE HONORABLE GLORIA M. NAVARRO
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28